



**DEPARTMENT OF DEFENSE  
FREEDOM OF INFORMATION DIVISION  
1155 DEFENSE PENTAGON  
WASHINGTON, DC 20301-1155**

APR 26 2019

Ref: 18-F-1298

Mr. T. J. Kenney  
MuckRock News  
DEPT MR 56768  
411 A Highland Ave  
Somerville, MA 02144-2516

Dear Mr. Kenney:

This is the final response to your July 8, 2018 Freedom of Information Act (FOIA) request, a copy of which is enclosed for your convenience. We received your request on July 9, 2018 and assigned it case number 18-F-1298. We ask that you use this number when referring to your request.

The Offices of Litigation Counsel, and Personnel & Health Policy within the Office of General Counsel (OGC), a component of the Office of the Secretary of Defense (OSD), conducted a search of their records systems based on the information provided in your request. After thorough searches of the electronic records and files of OGC, no records of the kind you described could be identified. We believe that these search methods were appropriate and could reasonably be expected to produce the requested records if they existed.

This FOIA Office only processes requests for the Office of the Secretary of Defense and the Joint Staff. There is no central FOIA processing point for records for the entire Department of Defense. Also, after careful review of the timeframe you requested, we determined that historical information, if it exists, may be under the cognizance of the National Archives and Records Administration (NARA). You may request this information directly from NARA by submitting your request to the following address:

The National Archives at College Park  
Director, Records Declassification Division  
Rm 6350  
8601 Adelphi Road  
College Park, MD 20740-6001

In addition, Secretaries of the Military Departments have cognizance over their own drug testing programs. As such, you may submit a FOIA request for records to the Military Services at:

Department of the Air Force  
SAF/AAII (FOIA)  
1000 Air Force Pentagon  
Washington, DC 20330-1000

U.S. Army Records Management & Declassification Agency (RMDA)  
Freedom of Information Act Division  
9301 Chapek Rd. Bldg 1458  
Fort Belvoir, VA 22060

SECNAV/CNO FOIA Office  
Chief of Naval Operations (DNS-36)  
2000 Navy Pentagon  
Washington, DC 20350-2000

Headquarters U.S. Marine Corps  
ATTN: FOIA/PA Section (ARSF) Rm 2B289  
3000 Marine Corps Pentagon  
Washington, DC 20350-3000

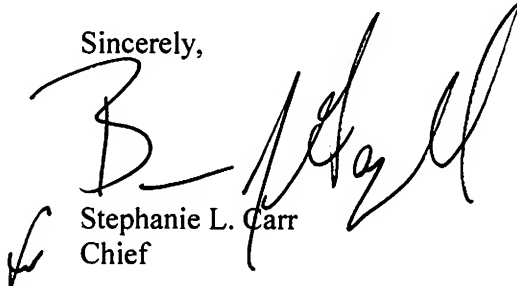
If you are not satisfied with this response, you may contact our OSD FOIA Public Liaison, Jim Hogan, at 571-372-0462 or by email at [OSD.FOIALiaison@mail.mil](mailto:OSD.FOIALiaison@mail.mil). Also, please note that the Office of Government Information Services (OGIS) offers services to requesters who have disputes with Federal agencies. You may contact OGIS if you have concerns about the processing of your request. Their contact information is provided below:

Office of Government Information Services  
National Archives and Records Administration  
8601 Adelphi Road-OGIS  
College Park, MD 20740  
E-mail: [ogis@nara.gov](mailto:ogis@nara.gov)  
Telephone: 202-741-5770  
Fax: 202-741-5769  
Toll-free: 1-877-684-6448

You have the right to appeal to the appellate authority, Ms. Joo Chung, Director of Oversight and Compliance, Office of the Secretary of Defense, by writing directly to OCMO Office of the Chief Management Officer, 4800 Mark Center Drive, ATTN: DPCLTD, FOIA Appeals, Mailbox# 24, Alexandria, VA 22350-1700. Your appeal must be postmarked within 90 calendar days of the date of this response. Alternatively, you may email your appeal to [osd.foia-appeal@mail.mil](mailto:osd.foia-appeal@mail.mil). If you use email, please include the words "FOIA Appeal" in the subject of the email. Please also reference case number 18-F-1298 in any appeal correspondence.

If you have any questions about the foregoing, please do not hesitate to contact the Action Officer assigned to your request, Ms. Jeanne Moretti, at [jeanne.moretti.civ@mail.mil](mailto:jeanne.moretti.civ@mail.mil) or at (571) 372-0419.

Sincerely,



Stephanie L. Carr  
Chief

Enclosure:  
As stated

18-F 1298  
JUL 09 2018

**Stanton, Willa M CIV OSD OSD (US)**

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**From:** OSD MC-ALEX OCMO Mailbox FOIA LIAISON  
**Sent:** Monday, July 9, 2018 7:49 AM  
**To:** WHS MC-ALEX ESD Mailbox OSD-JS FOIA Requester Service Center  
**Cc:** Stanton, Willa M CIV OSD OSD (US); Vann, Garfield M Jr CTR WHS ESD (US); Ernest-Johnson, Ann J CIV WHS ESD (US)  
**Subject:** FW: [Non-DoD Source] Freedom of Information Act Request: Brady Notices on DOD Drug Testing FY1971-2017  
**Signed By:** darrell.m.williams.civ@mail.mil

Please see the initial FOIA request below. If you have any questions please contact me.

V/r

Darrell

Darrell M. Williams  
Senior FOIA Policy Analyst  
Directorate for Oversight and Compliance  
Office of the Chief Management Officer  
Office of the Secretary of Defense  
571-372-0464

**From:** 56768-64255765@requests.muckrock.com <56768-64255765@requests.muckrock.com>  
**Sent:** Sunday, July 8, 2018 1:28 PM  
**To:** OSD MC-ALEX OCMO Mailbox FOIA LIAISON <osd.mc-alex.ocmo.mbx.foia-liaison@mail.mil>  
**Subject:** [Non-DoD Source] Freedom of Information Act Request: Brady Notices on DOD Drug Testing FY1971-2017

All active links contained in this email were disabled. Please verify the identity of the sender, and confirm the authenticity of all links contained within the message prior to copying and pasting the address to a Web browser.

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Washington Headquarters Services Field Activity  
FOIA Office  
OSD/JS FOIA Requester Service Center  
1155 Defense Pentagon  
Washington, DC 20301-1155

July 8, 2018

This is a follow up to a previous request:

Dear FOIA officer:

This is a Freedom of information Act request directed toward the Office of General Counsel, Department of Defense.

I request all Brady Notices [Brady v. Maryland, 373 U.S. 83 (1963)] pertaining to Department of Defense drug testing programs from Fiscal Year 1971 through Fiscal Year 2017.

This request is not being made for commercial purposes, and I am willing to pay fees of up to \$25.00. I would prefer the request be filled electronically, by e-mail attachment if available or CD-ROM if not. Thank you in advance for your anticipated cooperation in this matter.

Sincerely,

T.J. Kenney

Filed via MuckRock.com

E-mail (Preferred): 56768-64255765@requests.muckrock.com

Upload documents directly: Caution-[https://www.muckrock.com/accounts/agency\\_login/washington-headquarters-services-field-activity-united-states-of-america-14699/brady-notice-on-dod-drug-testing-fy1971-2017-56768/?uuid-login=ffaaf67d-beb1-4155-abcf-231e11887781&email=OSD.FOIALiaison%40mail.mil#agency-reply](https://www.muckrock.com/accounts/agency_login/washington-headquarters-services-field-activity-united-states-of-america-14699/brady-notice-on-dod-drug-testing-fy1971-2017-56768/?uuid-login=ffaaf67d-beb1-4155-abcf-231e11887781&email=OSD.FOIALiaison%40mail.mil#agency-reply)

Is this email coming to the wrong contact? Something else wrong? Use the above link to let us know.

For mailed responses, please address (see note):

MuckRock News

DEPT MR 56768

411A Highland Ave

Somerville, MA 02144-2516

PLEASE NOTE: This request is not filed by a MuckRock staff member, but is being sent through MuckRock by the above in order to better track, share, and manage public records requests. Also note that improperly addressed (i.e., with the requester's name rather than "MuckRock News" and the department number) requests might be returned as undeliverable.

